



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, MAY 21, 2024 AT 2.30 PM

1. The Senate assembled at thirty minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Deputy Speaker.
3. **QUORUM OF THE SENATE**

The Deputy Speaker, having counted the Honourable Senators present at the commencement of the Sitting and confirming that there was no Quorum, directed that the Bell be rung for ten minutes, pursuant to Standing Order 40;

And there being a Quorum before the expiry of the ten minutes;

The Deputy Speaker invited the Clerk to call the Orders of the Day.

4. **COMMUNICATION FROM THE CHAIR – MEMBERSHIP TO THE MEDIATION COMMITTEE ON THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILLS NO. 14 OF 2024)**

The Deputy Speaker made the following Communication from the Chair:

“Honourable Senators,

As you may recall, at the sitting of the Senate held on Tuesday, 14th May, 2024, I conveyed a Message from the National Assembly, that on Monday, 13th May 2024, the National Assembly by resolution, rejected the Senate amendments to the Division of Revenue Bill (National Assembly Bills No. 14 of 2024). Consequently, the Bill was committed to a mediation Committee in accordance with the provisions of Article 112(2)(b) of the Constitution.

In the Message, the Speaker of the National Assembly appointed Members of the National Assembly to the Mediation Committee to consider the Bill in accordance with Article 113 of the Constitution. Honourable Senators will recall that while conveying the Message, I indicated that at an appropriate time, I would appoint Senators to the Mediation Committee.

Honourable Senators,

Pursuant to Article 113 (1) of the Constitution and Standing Order 166(2) of the Senate, and in consultation with the Majority and Minority Party Leaders, I appointed the following Senators to the Mediation Committee: -

1. Sen. Kathuri Murungi, MGH, MP
2. Sen. (Dr.) Boni Khalwale, CBS, MP
3. Sen. Fatuma Dullo, CBS, MP
4. Sen. Jackson Mandago, EGH, MP
5. Sen. Mohamed Chute, MP
6. Sen. Edwin Sifuna, MP
7. Sen. Moses Kajwang', MP
8. Sen. Agnes Kavindu Muthama, MP
9. Sen. Eddy Oketch, MP

Vide letter, *Ref: SEN/L & P/MC. 2024(03)*, dated 16th May, 2024, the aforementioned names were communicated to the National Assembly. The Mediation Committee may therefore begin its work.

I thank you.”

5. **PAPERS LAID**

The following Papers were laid on the Table of the Senate –

- i) Report of the Auditor General on Financial Statements of Embu Water and Sanitation Company Limited for the year ended 30th June, 2023.

(The Senate Deputy Majority Leader)

- ii) Report of the Standing Committee on Trade, Industrialization and Tourism on its consideration of the Co-operative Societies (Amendment) Bill (Senate Bills No. 53 of 2023).

*(The Senate Deputy Majority Leader on behalf of the Chairperson,
Standing Committee on Trade, Industrialization and Tourism)*

- iii) Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Statutory Instruments (Amendment) Bill (National Assembly Bills No. 2 of 2023).
- iv) Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Constitution of Kenya (Amendment) (No. 2) Bill (Senate Bills No. 52 of 2023).
- v) Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Statutory Instruments (Amendment) Bill (National Assembly Bills No. 3 of 2024).

- vi) Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Statutory Instruments (Amendment) Bill (Senate Bills No. 10 of 2024).

(The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

6. QUESTIONS AND STATEMENTS

a) **Statement pursuant to Standing Order 52(1)**

The Senator for Nandi County (Sen. Samson Cherarkey, MP) made a Statement on International Tea Day.

In the Statement, the Senator highlighted the origins of the celebration, which began in 2005 among tea-producing countries like Sri Lanka, Nepal, Kenya, Indonesia, Malaysia, and Uganda. In 2019, the Intergovernmental Group on Tea designated May 21st as International Tea Day, a date endorsed by the United Nations. The first UN-recognized celebration occurred on 21st May 2020.

The Senator emphasized the health benefits of tea, encouraging Kenyans to produce and consume it. Enumerating the benefits of consuming tea, such as reducing the risk of heart attack and stroke, aiding in weight loss, protecting bones, preventing tooth decay, boosting the immune system, soothing the digestive system, battling cancer and promoting relaxation, the Senator noted that Kenya is the third-largest producer and the biggest exporter of tea, accounting for about 28% of global tea exports.

The Senator, in conclusion, addressed the role of small-scale tea farming, which he noted constitutes 65% of Kenya's tea production; the Senator praised the Kenya Kwanza Government's reforms benefiting smallholder farmers. These reforms, he said, include a minimum market price, fertilizer subsidies, increased monthly payments, timely bonus payments, and reduced interest rates from financial institutions. With anticipated increased production due to higher rainfall, the Senator called for market and price stability and assured continued legislative support for farmers, emphasizing the tea sector's crucial role in Kenya's socio-economic development.

b) **Requests for Statements pursuant to Standing Order 53(1)**

- i) The Senator for Marsabit County (Sen. Mohamed Chute, MP) sought a Statement from the Standing Committee on Finance and Budget regarding the payments made by the Marsabit County Government to various suppliers.
- ii) Request for a Statement by the Senator for Kirinyaga County (Sen. James Murango, MP) from the Standing Committee on Devolution and

Intergovernmental Relations regarding the status of unbundling and transfer of devolved functions to counties was **dropped** in the absence of the Senator.

- iii) Request for a Statement by the Senator for Kirinyaga County (Sen. James Murango, MP) from the Standing Committee on Justice, Legal Affairs and Human Rights regarding the establishment of a law court in Mwea West Sub-County was **dropped** in the absence of the Senator.

7. **THE METEOROLOGY BILL (SENATE BILLS NO. 45 OF 2023)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 16th May, 2024)

(Division)

Order Deferred;

8. **THE HOUSES OF PARLIAMENT (BICAMERAL RELATIONS) BILL (NATIONAL ASSEMBLY BILLS NO. 44 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Houses of Parliament (Bicameral Relations) Bill (National Assembly Bills No. 44 of 2023) be now read a Second Time.

(The Senate Majority Leader – 09.05.2024)

Debate interrupted on Thursday, 9th May, 2024 resumed;

And the time being thirty minutes past Six O'clock, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

- 9. **SENATE ROSE** – at thirty minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, May 22, 2024 at 9:30 a.m.*